

Contract Agreement

0170

THIS AGREEMENT made this ____ day of MAR 25 2024, between the **City Government of Cagayan de Oro** of the Philippines (hereinafter called "the Entity") of the one part and **Niigata Truck Sales Corporation** of J.De Vera St., North Reclamation Area, Cebu City, (hereinafter called "the Supplier") of the other part.

WHEREAS the Entity invited Bids for certain goods, viz., **Procurement of 2 Units Passenger Elevator; PR No. 23-1961 dated June 6, 2023; SN 285b - 2023**, and has accepted a Bid by the Supplier for the supply of those goods in the sum of **Eleven Million Seven Hundred Fifty Four Thousand Eight Hundred and 00/100 Pesos (PhP11,754,800.00)**, (hereinafter called "the Contract Price").

NOW THIS AGREEMENT WITNESSETH AS FOLLOWS:

1. In this Agreement words and expressions shall have the same meanings as are respectively assigned to them in the Conditions of Contract referred to.

2. The following documents, as annexed, shall be deemed to form and be read and construed as part of this Agreement, viz.:

- A the Bid Form and the Price Schedule submitted by the Bidder;
- B the Schedule of Requirements;
- C the Technical Specifications;
- D the General Conditions of Contract;
- E the Special Conditions of Contract;
- F the Performance Security; and
- G the Entity's Notification of Award.

3. In consideration of the payments to be made by the Entity to the Supplier as hereinafter mentioned, the Supplier hereby covenants with the Entity to provide the goods and to remedy defects therein in conformity in all respects with the provisions of the Contract

4. The Entity hereby covenants to pay the Supplier in consideration of the provision of the goods and the remedying of defects therein, the Contract Price or such other sum as may become payable under the provisions of the contract at the time and in the manner prescribed by the contract.

IN WITNESS whereof the parties hereto have caused this Agreement to be executed in accordance with the laws of the Republic of the Philippines on the day and year first above written.

Binding Signature of PROCURING ENTITY

Binding Signature of SUPPLIER

ROLANDO A. UY
City Mayor

STEPHEN M. ABABON
Sales Marketing/ Authorized Representative
Niigata Truck Sales Corporation

Witnesses:

SALVADOR AMOGUIS

Ogabang Juan, Michael

ACKNOWLEDGEMENT

REPUBLIC OF THE PHILIPPINES)
PROVINCE OF MISAMIS ORIENTAL) S.S.
CITY OF CAGAYAN DE ORO)

BEFORE ME this MAR 25 2024 at Cagayan de Oro
City, Philippines, personally appeared:

Name	Identification and ID No.	Issued at/Date of Expiry/Place of Issue
<u>Hon. Rolando A. Uy</u>	<u>SSS No. 03-4644815-1</u>	
<u>Stephen M. Ababon</u>	<u>3073-6672-8406-7592</u>	

and their witnesses, known to me to be the same persons who executed the foregoing instrument, signed by them and their witnesses on every page, and they acknowledged before me that the same are their own free and voluntary act and deed. This instrument consisting of two (2) pages only, including the page on which this acknowledgement is written.

WITNESS MY HAND AND SEAL on the date and first mentioned above.

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Series of: 2024

Justine G. Gastardo
ATTY. JUSTINE JOEL VINCENT U. GASTARDO
Notary Public for the City of Cebu
Notarial Commission No. 040-21 until 31 December 2024
9-D Jakosalem St., Cebu City, Philippines
Attorney's Roll No. 76020
MCLE Compliance No. VII-0009900 valid until 04.14.2025
IBP No. 410112 issued on 08 January 2024
PTR No. 2517510, issued on 08 January 2024